## Local Government Mandate Statement Kentucky Legislative Research Commission 2018 Regular Session

## **Part I: Measure Information**

Bill Request #: 64
Bill #: SB 16
Document ID #: 69
Bill Subject/Title: An Act relating to convictions for reckless homocide.
Sponsor: Sen. Johnny Ray Turner
Unit of Government: X City X County Y Urban-County Unified Local
X Charter County X Consolidated Local X Government
Office(s) Impacted: local and state law enforcement offices; jails; prosecutorial offices;
Requirement: X Mandatory Optional
Effect on Powers & Duties: X Modifies Existing Adds New Eliminates Existing

## Part II: Bill Provisions and the Estimated Fiscal Impact Relating to Local Government

SB 16 amends KRS Chapter 431 to provide that anyone who has been convicted of reckless homicide (a Class D felony), and who has received a partial pardon from the Governor (under the provisions of KRS 196.045), may seek to have the judgment vacated.

The fiscal impact of SB 16 on a local government will be minimal, and indeterminate due to the impossibility of predicting a percentage of those who may petition to have a record relating to reckless homicide expunged. Local jails transfer custody of records upon release of inmates and will be unaffected. For local law enforcement agencies, there may be a minimal impact as it takes about thirty minutes to expunge a paper record. As time passes, there will be more expungements of computerized records, which take not more than five minutes.

## Part III: Differences to Local Government Mandate Statement from Prior Versions

The Part II section above pertains to the bill as introduced and there are not any prior introduced versions of the bill to complete the Part III section.

**Data Source(s):** Administrative Office of the Courts, Kentucky State Police, Kentucky

League of Cities, Kentucky Association of Counties, Kentucky
Department of Corrections, Kentucky Jailers Association, Kentucky
Association of Chiefs of Police, Frankfort City Police Department

**Preparer:** H. Marks **Reviewer:** KHC **Date:** 1/9/18